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*Admitted only in Maryland
*Admitted only in Virginia
*Practice Limited to Federal Agencies

October 18, 2004

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Mail Stop Issue Fee

Re: Allowed U.S. Patent Application
Appl. No. 09/501,179; Filed: February 10, 2000
For: **Class Characterization of Circulating Cancer Cells Isolated from Body Fluids and Methods of Use**
Inventors: WANG *et al.*
Our Ref: 2314.0060002/JUK/SMW

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Letter Regarding Patent Term Adjustment Calculations; and
2. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Scott M. Woodhouse
Agent for Applicants
Registration No. 54,747

Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

WANG *et al.*

Appl. No.: 09/501,179

Filed: February 10, 2000

For: **Class Characterization of
Circulating Cancer Cells Isolated
from Body Fluids and Methods of
Use**

Confirmation No.: 3508

Art Unit: 1625

Examiner: Canella, Karen A.

Atty. Docket: 2314.0060002/JUK/SMW

Letter Regarding Patent Term Adjustment Calculations

Mail Stop Issue Fee

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Upon reviewing the above-captioned patent application, the undersigned attorney noted that there appears to be an error in calculation of the Patent Term Adjustment that appears on the "Determination of Patent Term Adjustment under 35 U.S.C. 154(b)" mailed September 20, 2004, that accompanied the Notice of Allowance and Fee(s) Due.

The "Determination of Patent Term Adjustment" states:

The Patent Term Adjustment is 61 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the term adjustment will be 61 day(s).

The undersigned believes that the Patent Term Adjustment specified in the September 20, 2004 communication may be in error in that it may be longer than is appropriate. It is respectfully requested that the term adjustment be recalculated.

WANG *et al.*
Appl. No. 09/501,179

The undersigned believes that any duty to disclose the error in calculation to the Patent and Trademark Office has been satisfied by the above. Consideration of this request is respectfully requested.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Scott M. Woodhouse
Agent for Applicants
Registration No. 54,747

Date: October 18, 2004

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